

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
Misa OCHIAI et al.	)	Confirmation No.: 1234
Application No.: 10/594,772	)	
	)	Group Art Unit: 1635
Filed: July 6, 2007	)	
	)	Examiner: Richard A. Schnizer, Ph.D.

For: BREEDING METHOD OF LIPID PRODUCING FUNGI AND USE OF SUCH A  
METHOD

**RESPONSE UNDER 37 C.F.R. § 1.111**  
**&**  
**REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. § 1.114**

**MAIL STOP: RCE**  
Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the FINAL Office Action mailed April 7, 2009 and the Advisory Action mailed August 12, 2009, the Office is respectfully requested to consider the following remarks in the present application. Applicants also submit herewith a Request for Continued Examination withdrawing finality of the rejection under 37 C.F.R. § 1.114.

A Petition for a two-month extension of time, extending the period of response until September 8, 2009 (September 7<sup>th</sup> is Labor Day), is attached hereto.

**Remarks** begin on page 2.

**Attachments:** (1) Declaration under 37 C.F.R. § 1.132  
(2) Verified Translation of Priority Document